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**E-filed 3/23/06

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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 05-0727 JF
)	
12 Plaintiff,)	STIPULATION TO CONTINUE
)	HEARING; [PROPOSED] ORDER
13 v.)	
)	
14 SERGIO FIGUEROA CASTANEDA,)	
)	
15 Defendant.)	
_____)	

16
17 Defendant and the government, through their respective counsel, hereby stipulate that,
18 subject to the court's approval, the hearing in the above-captioned matter, presently scheduled for
19 Wednesday, March 22, 2006, at 9:00 a.m., be continued to Wednesday, May 3, 2006, at 9:00
20 a.m. The continuance is requested because the defense requires additional time to work with
21 attorneys retained by Mr. Figueroa's family to address related matters in immigration court and
22 state criminal court. Specifically, Mr. Figueroa is attempting to obtain post-conviction relief in
23 state court, and if he is successful in overturning or modifying a prior conviction, he may have
24 grounds to reopen his deportation proceedings.

25 The parties further agree that time should be excluded under the Speedy Trial Act until
26 the next hearing of this matter because the defense requires time for investigation and

1 preparation, and the ends of justice outweigh the defendant's and the public's need for a speedy
2 trial.

3 Dated: 3/21/06

_____/s/_____
LARA S. VINNARD
Assistant Federal Public Defender

5 Dated: 3/21/06

_____/s/_____
SUSAN KNIGHT
Assistant United States Attorney

E-filed 3/24/06

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

9	UNITED STATES OF AMERICA,)	No. CR 05-0727 JF
)	
10	Plaintiff,)	[PROPOSED] ORDER CONTINUING
	v.)	HEARING AND EXCLUDING TIME
11)	
12	SERGIO FIGUEROA-CASTENADA,)	
)	
13	Defendant.)	

The parties have jointly requested a continuance of the hearing set for March 22, 2006, on grounds that the defense requires additional time to work with other attorneys retained by Mr. Figueroa's family in efforts to obtain relief for Mr. Figueroa through proceedings in state and immigration court.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date presently set for March 22, 2006, be continued to May 3, 2006, at 9:00 a.m.

Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of time from March 22, 2006, to May 3, 2006, shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq.

Dated: 3/23/06


JEREMY FOGEL
United States District Judge